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CENTRAL FAX CENTER****NOV 16 2005****UNITED STATES PATENT AND TRADEMARK OFFICE***Examiner:**Group:**Attorney Docket #.: 2660*

In re:

Applicant(s): BIRKEL, S., et al

Serial No.: 10/606,046

Filed: 6/25/03

**AMENDMENT**

November 16, 2005

Honorable Commissioner of  
Patents and Trademarks  
Washington, D.C. 20231

The Office Action of September 30, 2005 has been carefully considered.


Applicant has been required to restrict the application to either I, Claims 1-16 drawn to an aerosol foam product or II, Claim 6 drawn to a method of treating or making curled or waved hair.

It is believed that the Examiner intended to indicate Claim 17 rather than Claim 6.

Without prejudice, applicant herewith elects for further prosecution Claims 1-16.

This is without prejudice to the right of the applicant to file a divisional application to the non-elected method Claim 17 should it desire to do so.

Respectfully submitted,



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